

Section 1070f-5, Pub. L. 89-329, title IV, § 420I, as added Pub. L. 105-244, title IV, § 411, Oct. 7, 1998, 112 Stat. 1673, required that the Secretary use a peer review process to review applications and make recommendations for funding.

Section 1070f-6, Pub. L. 89-329, title IV, § 420J, as added Pub. L. 105-244, title IV, § 411, Oct. 7, 1998, 112 Stat. 1673, authorized appropriations for fiscal year 1999 and each of the 4 succeeding fiscal years.

#### SUBPART 9—TEACH GRANTS

### § 1070g. Definitions

For the purposes of this subpart:

#### (1) Eligible institution

The term “eligible institution” means an institution of higher education, as defined in section 1002 of this title, that the Secretary determines—

(A) provides high quality teacher preparation and professional development services, including extensive clinical experience as a part of pre-service preparation;

(B) is financially responsible;

(C) provides pedagogical course work, or assistance in the provision of such coursework, including the monitoring of student performance, and formal instruction related to the theory and practices of teaching; and

(D) provides supervision and support services to teachers, or assistance in the provision of such services, including mentoring focused on developing effective teaching skills and strategies.

#### (2) Post-baccalaureate

The term “post-baccalaureate” means a program of instruction for individuals who have completed a baccalaureate degree, that does not lead to a graduate degree, and that consists of courses required by a State in order for a teacher candidate to receive a professional certification or licensing credential that is required for employment as a teacher in an elementary school or secondary school in that State, except that such term shall not include any program of instruction offered by an eligible institution that offers a baccalaureate degree in education.

#### (3) Teacher candidate

The term “teacher candidate” means a student or teacher described in subparagraph (A) or (B) of section 1070g-2(a)(2) of this title.

(Pub. L. 89-329, title IV, § 420L, as added Pub. L. 110-84, title I, § 104, Sept. 27, 2007, 121 Stat. 786; amended Pub. L. 110-153, § 3(1), Dec. 21, 2007, 121 Stat. 1824.)

#### AMENDMENTS

2007—Par. (1)(B). Pub. L. 110-153 substituted “responsible” for “sound”.

#### EFFECTIVE DATE

Subpart effective Oct. 1, 2007, see section 1(c) of Pub. L. 110-84, set out as an Effective Date of 2007 Amendment note under section 1070a of this title.

### § 1070g-1. Program established

#### (a) Program authority

##### (1) Payments required

The Secretary shall pay to each eligible institution such sums as may be necessary to

pay to each teacher candidate who files an application and agreement in accordance with section 1070g-2 of this title, and who qualifies under paragraph (2) of section 1070g-2(a) of this title, a TEACH Grant in the amount of \$4,000 for each year during which that teacher candidate is in attendance at the institution.

#### (2) References

Grants made under paragraph (1) shall be known as “Teacher Education Assistance for College and Higher Education Grants” or “TEACH Grants”.

#### (b) Payment methodology

##### (1) Prepayment

Not less than 85 percent of any funds provided to an eligible institution under subsection (a) shall be advanced to the eligible institution prior to the start of each payment period and shall be based upon an amount requested by the institution as needed to pay teacher candidates until such time as the Secretary determines and publishes in the Federal Register with an opportunity for comment, an alternative payment system that provides payments to institutions in an accurate and timely manner, except that this sentence shall not be construed to limit the authority of the Secretary to place an institution on a reimbursement system of payment.

##### (2) Direct payment

Nothing in this section shall be interpreted to prohibit the Secretary from paying directly to teacher candidates, in advance of the beginning of the academic term, an amount for which teacher candidates are eligible, in cases where the eligible institution elects not to participate in the disbursement system required by paragraph (1).

##### (3) Distribution of grants to teacher candidates

Payments under this subpart shall be made, in accordance with regulations promulgated by the Secretary for such purpose, in such manner as will best accomplish the purposes of this subpart. Any disbursement allowed to be made by crediting the teacher candidate's account shall be limited to tuition and fees and, in the case of institutionally-owned housing, room and board. The teacher candidate may elect to have the institution provide other such goods and services by crediting the teacher candidate's account.

#### (c) Reductions in amount

##### (1) Part-time students

In any case where a teacher candidate attends an eligible institution on less than a full-time basis (including a teacher candidate who attends an eligible institution on less than a half-time basis) during any year, the amount of a grant under this subpart for which that teacher candidate is eligible shall be reduced in proportion to the degree to which that teacher candidate is not attending on a full-time basis, in accordance with a schedule of reductions established by the Secretary for the purposes of this subpart, computed in accordance with this subpart. Such schedule of reductions shall be established by